

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : Marc HUSEMANN et al
SERIAL NO. : 10/539,788
CUSTOMER NO. : 27386
FILED : June 17, 2005
FOR : PRESSURE-SENSITIVE ADHESIVE ARTICLE WITH AT
LEAST ONE LAYER OF AN ELECTRICALLY CONDUCTIVE
ADHESIVE MASS AND METHOD FOR PRODUCTION
THEREOF
ART UNIT : To Be Assigned
EXAMINER : To Be Assigned

December 6, 2007

Mail Stop Petition
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

**PETITION UNDER 37 CFR § 1.181(a)
TO WITHDRAW HOLDING OF ABANDONMENT**

SIR:

The above-identified application is apparently held abandoned for failure to respond to the Notification of Missing Requirements. Applicants respectfully request that the Commissioner exercise his authority and withdraw the holding of abandonment in view of the following facts:

A Notice to File Missing Parts was mailed to Applicants by the Patent Office on April 28, 2006, and required that an Oath or Declaration be filed by June 28, 2006. Applicants filed a Response to the Notification Missing Requirements on June 13, 2006.

Copies of the Response filed, the Declaration and the facsimile transmittal confirmation showing that the declaration was actually transmitted to the Patent Office are attached hereto.

The facsimile transmittal confirmation constitutes ***prima facie*** evidence that the Response to Notice to File Missing Parts was timely filed (see MPEP 512).

Applicants submit that the reply, which the Notice of Abandonment indicates was not received, was, in fact, actually received within the time period allowed and that the Application was not abandoned.

Applicants, therefore, respectfully request that the Notice of Abandonment be withdrawn and the application returned to active status and that the Commissioner exercise his authority and correct the record to show that this application is pending and has not been abandoned.

Applicants do not believe that a fee is required for this petition. However, should the Commissioner determine that a fee is, in fact, due, the Commissioner is hereby authorized to charge the fee to Deposit Account No. 14-1263.

Early and favorable action is earnestly solicited.

Respectfully submitted,
NORRIS, McLAUGHLIN & MARCUS, P.A.

By /William C. Gerstenzang/
William C. Gerstenzang
Reg. No. 27,552

WCG/ja

875 Third Avenue – 18th Floor
New York, New York 10022
Tel.: (212) 808-0700